## **Officer History**

Officer Name: JENDZO, PHILIP Tax ID: 966640 Sex: M Shield: White 25651 Race: Rank: PO **Command:** 101 Birth Year: **Appt Date:** 10/24/2018 Tenure: Age: 3 **NYPD** Allegation Incident Reported Allegation **Board Discipline** NYPD MOS CCRB# Disposition Disposition CMD Date Allegation Recommendation\* Date **Penalty** 01/01/2021 01/13/2021 OPMN - Failure to 202100297 **OPMN** prepare a memo book entry 202105373 09/03/2021 09/09/2021 Force - Physical force 101

 $Total\ Charges = 4 \qquad Total\ Cases = 3$ 

Discourtesy - Action

<sup>\*</sup>Board Discipline Recommendations were not issued for complaints closed prior to the CCRB's adoption of the NYPD's Disciplinary Matrix on 03/15/2021. With the adoption of the NYPD Disciplinary Matrix, CCRB now issues a Board Discipline Recommendation for officers that is seperate and apart from the disposition of the allegations substantiated against the officer.

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:		CCRB Case #:		Force	<b>I</b>	Discourt.	$\overline{}$	II C
			1.1		-					
Talisayan		Squad #	11	202100297		Abuse		O.L.	Ц	Injury
Incident Date(s)		18 Mo. 3	SOL	EO SOL	Loc	cation of	Incide	ent:	Pre	cinct:
Friday 01/01/2021 3:20 AM		07-01-20		07-01-2022				a Avenue		101
Friday 01/01/2021 3:51 AM		07-01-20	022	07-01-2022		nd Beach 1st Precir		Street; tionhouse		
Date/Time CV Reported		CV Rep	orted At:	How CV Reported:	:	Date/Time	e Rece	eived at CC	RB	
Wed, 01/13/2021 7:03 PM		CCRB		On-line website		Wed, 01/1	13/202	21 7:03 PM		
Complainant/Victim	Type		Home Addr	ess						
1.	Comp/Vi	ictim								
2.	Victim									
Subject Officer(s)	Shield		TaxID	Command						
1. POF				101 PCT						
2. Officers										
3. POM				101 PCT						
4. POM Philip Jendzo	25651		966640	101 PCT						
5. SGT				101 PCT						
6. POM				101 PCT						
Witness Officer(s)	Shield N	0	Tax No	Cmd Name						
1. POM				101 PCT						
2. POM				101 PCT						
3. POM				101 PCT						
Officer(s)	Allegatio	on				Inv	estiga	tor Recor	nme	ndation
A. POF	Street, in	Queens,	y: At Almeda Police Officer her name to	Avenue and Beach 5	8th	A .	Unfo	ounded		
B . POM	Discourte Queens, I to			and Beach 58th Stre spoke discour			Unfo	unded		
C. POM	Force: At Police Of			Beach 58th Street, in sed physical force aga			Unfo	unded		
D. POM	Force: At Police Of vehicle.		Avenue and F	Beach 58th Street, in aga	Que ainst		Unfo	ounded		
E. POM		Queens,	y: At Almeda Police Officer property.	Avenue and Beach 5 dam			Unsu	bstantiated	l	
F. POM	Force: At Police Of			Beach 58th Street, in sed physical force aga			Unsu	bstantiated	l	

Officer(s)	Allegation	Investigator Recommendation
G. POF	Abuse of Authority: At Almeda Avenue and Beach 58th Street, in Queens, Police Officer searched the vehicle in which was an occupant.	G . Exonerated
H. POM	Abuse of Authority: At Almeda Avenue and Beach 58th Street, in Queens, Police Officer was an occupant.	H. Exonerated
I. Officers	Abuse of Authority: At Almeda Avenue and Beach 58th Street, in Queens, officers searched the vehicle in which was an occupant.	I . Exonerated
J. POF	Abuse of Authority: At Almeda Avenue and Beach 58th Street, in Queens, Police Officer questioned	J. Exonerated
K . POF	Abuse of Authority: At Almeda Avenue and Beach 58th Street, in Queens, Police Officer failed to provide with a business card.	K . Substantiated
L. POF	Abuse of Authority: At the 101st Precinct stationhouse, Police Officer refused to provide her name to	L. Exonerated
M . SGT	Other Possible Misconduct Noted: Sergeant failed to prepare a memo book entry as required.	M . Other Possible Misconduct
N. POM	Other Possible Misconduct Noted: Police Officer failed to prepare a memo book entry as required.	N . Other Possible Misconduct
O . POM Philip Jendzo	Other Possible Misconduct Noted: Police Officer Philip Jendzo failed to prepare a memo book entry as required.	O . Other Possible Misconduct

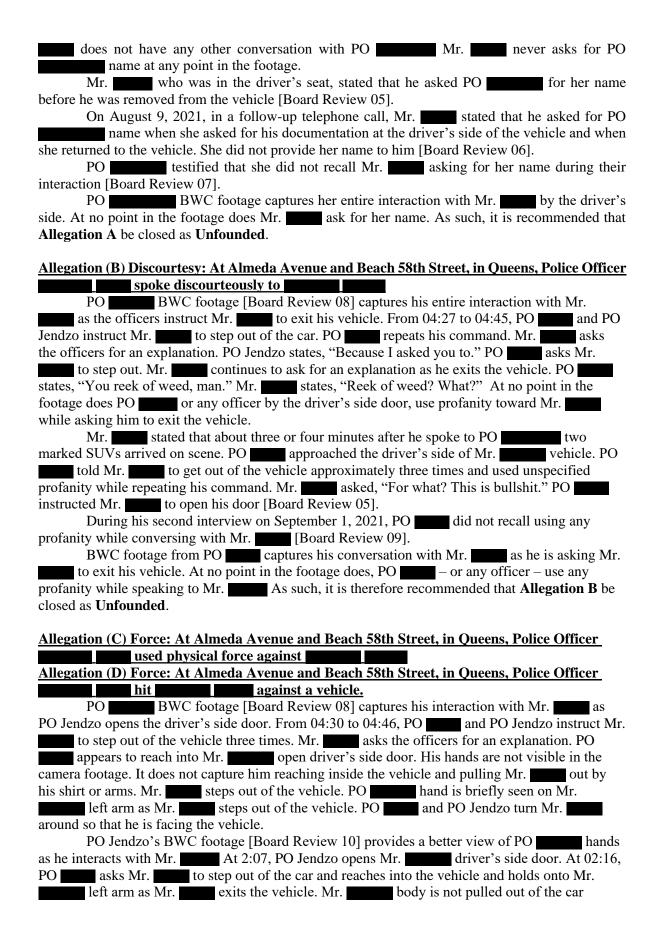
## **Case Summary** On January 13, 2021, filed this complaint online with the CCRB. On January 1, 2021, at approximately 3:20 a.m., Mr. parked their vehicle at the corner of Almeda Avenue and Beach 58<sup>th</sup> Street in Queens. His girlfriend, was in the front passenger's seat. PO and and PO of the 101st Precinct approached the vehicle. PO asked Mr. for his driver's license, registration, and insurance card. Mr. asked for PO analysis and she allegedly did not provide it to him (Allegation A: Abuse of Authority, Unfounded). PO instructed Mr. vehicle and allegedly used profanity while asking him to step out (Allegation B: Discourtesy, **Unfounded**). PO pened the driver's door of the vehicle and allegedly pulled Mr. by his shirt and pushed him against the vehicle (Allegations C and D: Force, Unfounded). PO and PO Philip Jendzo, also of the 101<sup>st</sup> Precinct, began rear handcuffing Mr. tried to hold onto his phone, the title deed, and the bill of sale of the vehicle. handcuffed, Mr. PO allegedly removed the deed and phone from Mr. hands, causing the title deed and bill of sale to tear (Allegation E: Abuse of Authority, Unsubstantiated). PO kicked by his left ankle (Allegation F: Force, Unsubstantiated). Mr. was handcuffed and placed into a police vehicle for transport to the 101st Precinct stationhouse. and PO and unidentified police officers searched Mr. including its trunk (Allegations G, H, and I: Abuse of Authority, Exonerated). As PO searched the vehicle, she questioned Ms. and asked her for the location of the marijuana (Allegation J: Abuse of Authority, Exonerated). PO failed to provide Ms. business card at the end of their interaction (Allegation K: Abuse of Authority, Substantiated). PO Jendzo and PO also of the 101<sup>st</sup> Precinct transported Mr. to the 101<sup>st</sup> Precinct stationhouse. At the 101<sup>st</sup> Precinct stationhouse, Mr. asked PO stated for her name. PO stated that it was on the summons. Mr. allegedly could not read it because it was in script (Allegation L: Abuse of Authority, Exonerated). PO and PO Jendzo failed to prepare memo book entries for this incident (Allegations M, N, and O: Other Possible Misconduct Noted). The investigation obtained body-worn camera footage (BWC) from the following officers PO and Sgt. The investigation obtained cellphone footage recorded by Ms. Mr. was arrested and issued the following summonses during the incident: summonses # 44489927 for unlawful possession of marijuana, # 4448449900 for engine idling for more than three minutes, # 4448449913 for violent and threatening behavior [Board Reviews 01, 02, 03]. Ms. was not issued summonses or arrested during the incident. **Findings and Recommendations**

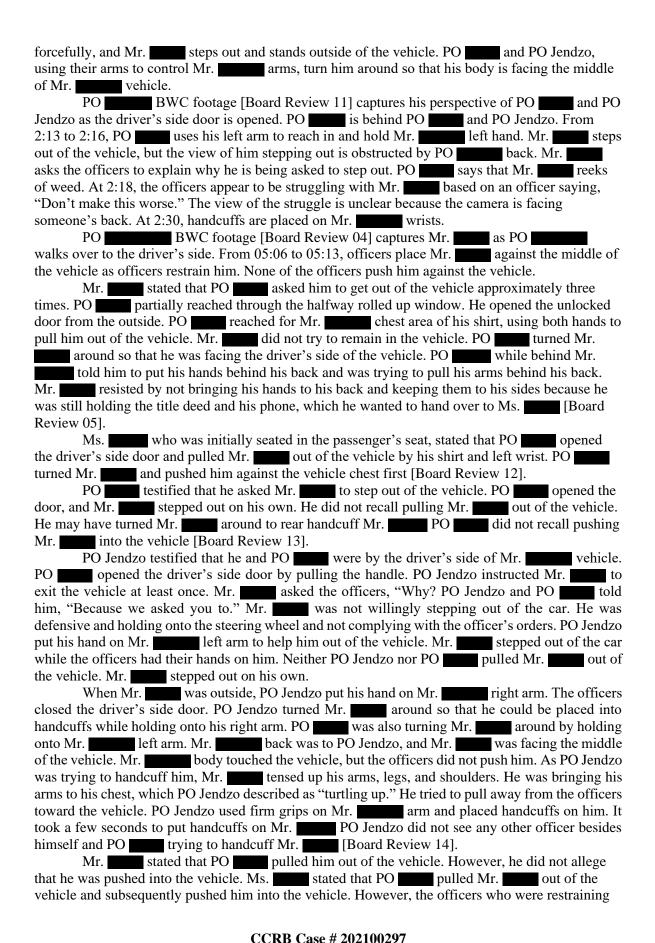
Allegation (A) Abuse of Authority: At Almeda Avenue and Beach 58th Street, in Queens, Police

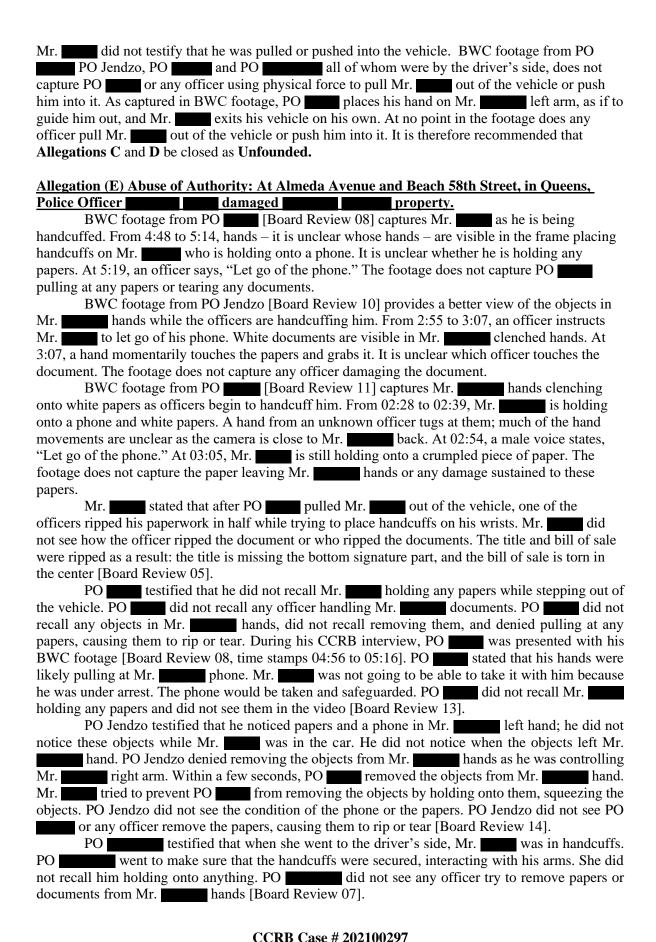
Officer refused to provide her name to

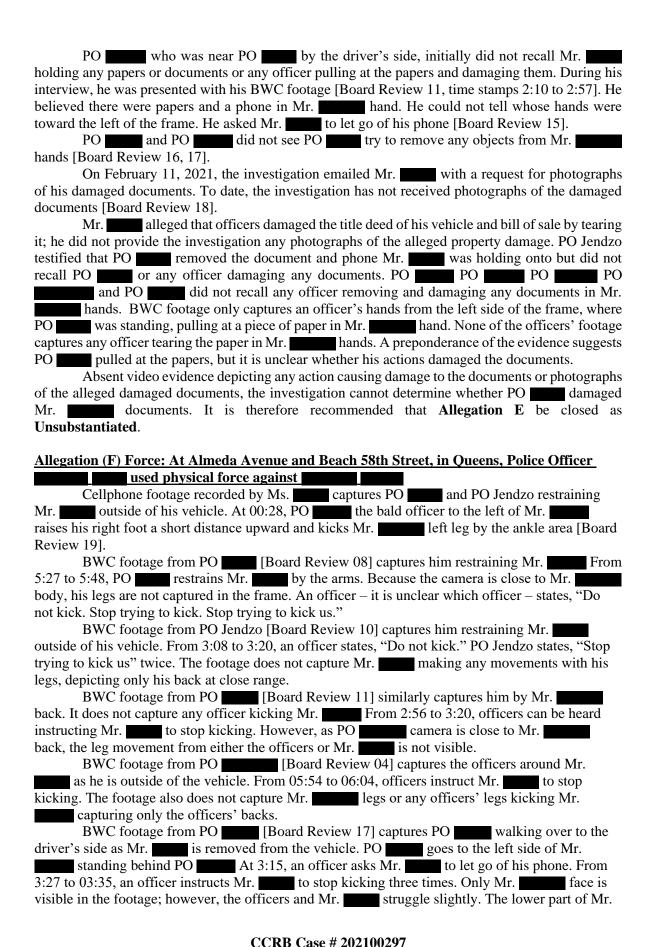
BWC footage from PO greets Mr. as he lowers his window. She asks for his driver's license, registration, and insurance. Mr. asks for an explanation for the stop. PO says that the vehicle is idling. She asks for his documentation again. Mr. tells her that it is New Year's and asks if the officers are bored. PO requests his documentation again. Mr. provides an identification card to PO She states that it belongs to Ms. and asks for Mr. driver's license. Mr. says that he lost it. Mr. eventually provides identification to PO She walks away from the vehicle and confirms with PO whether the vehicle will be searched. For the duration of the footage (04:11 to 13:55), Mr.

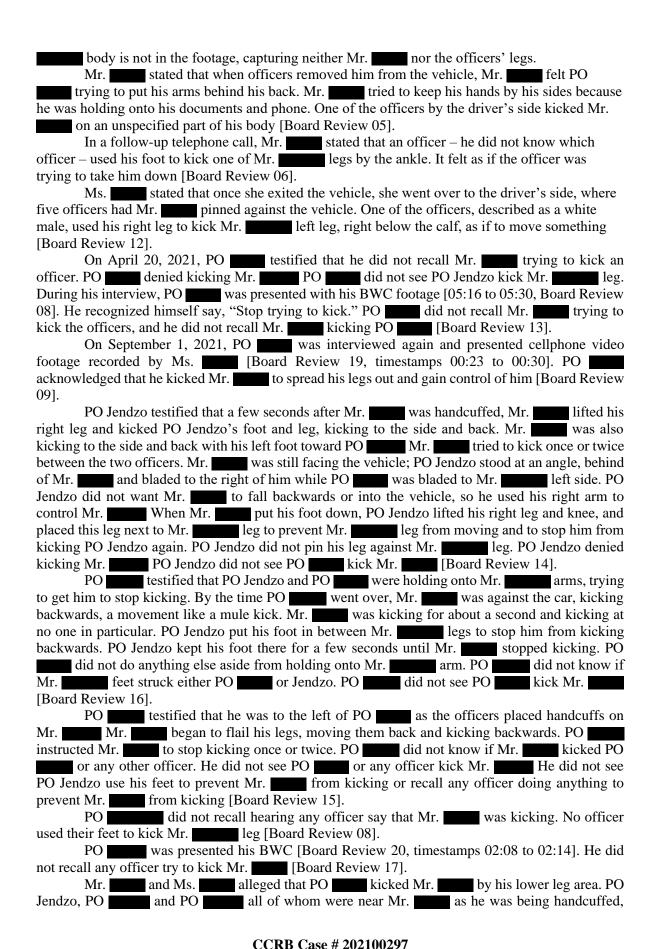
CCRB Case # 202100297

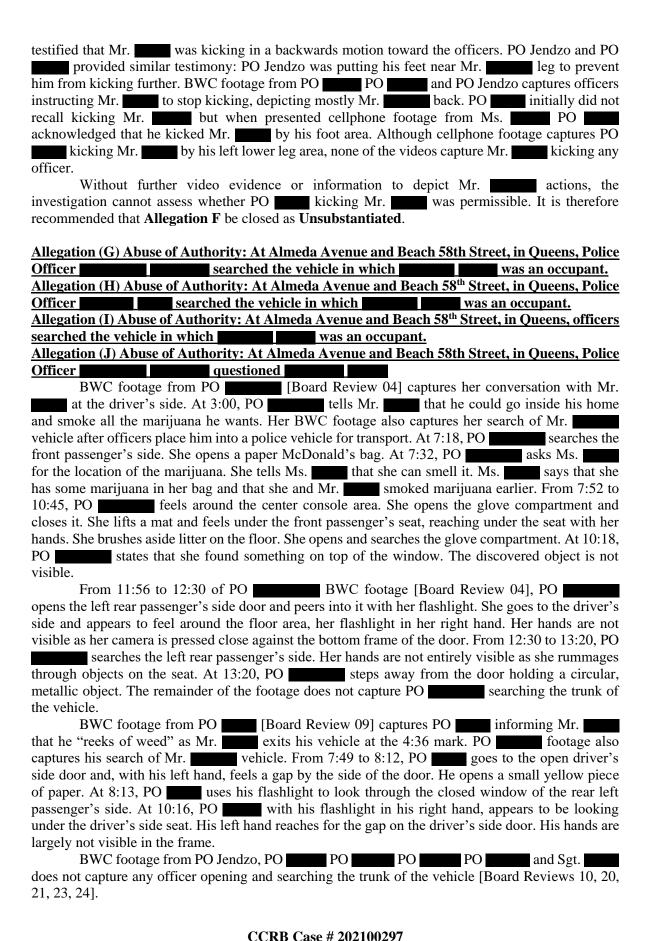


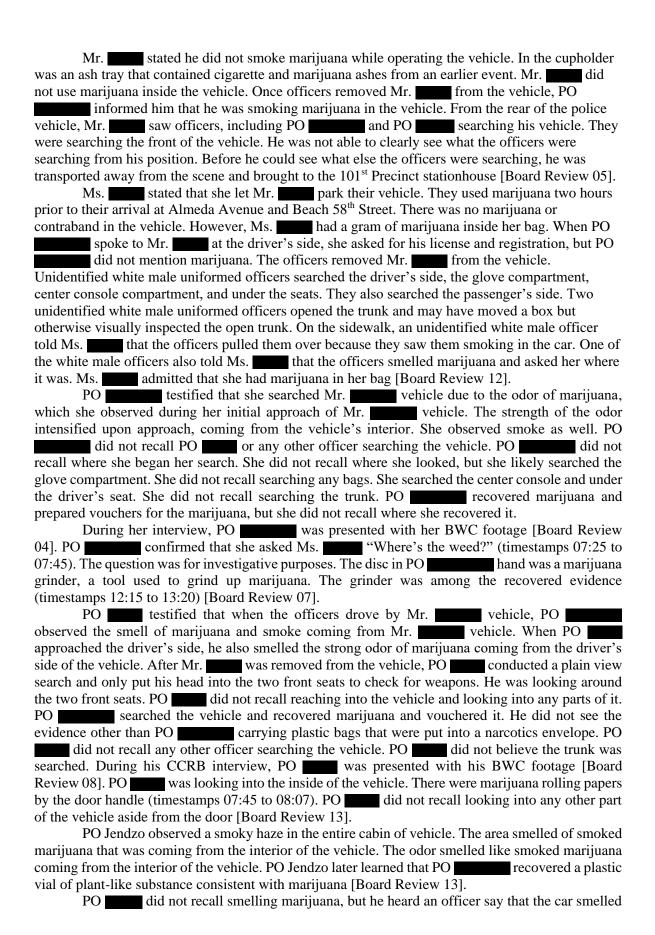


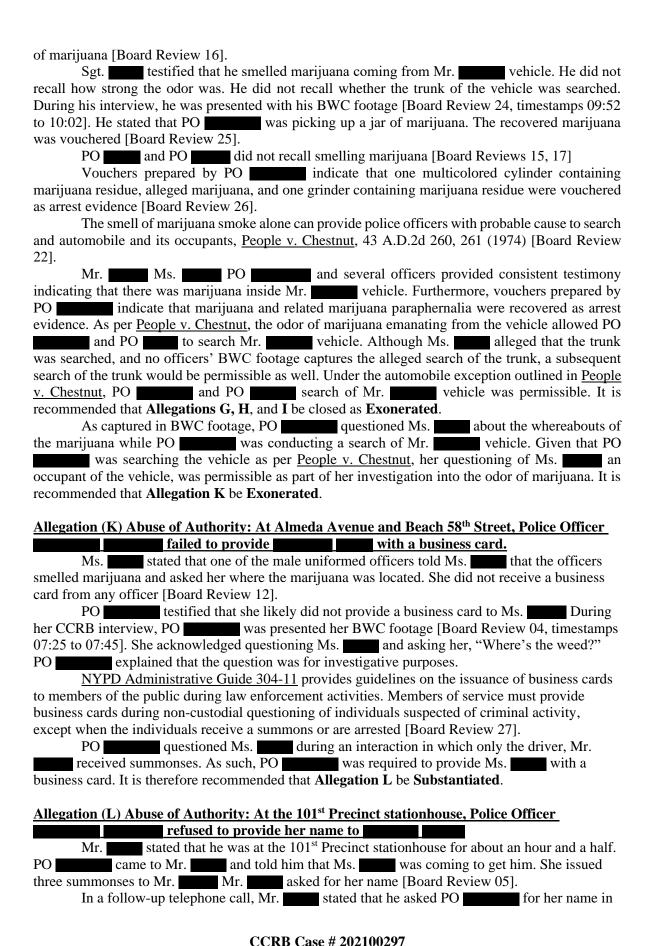


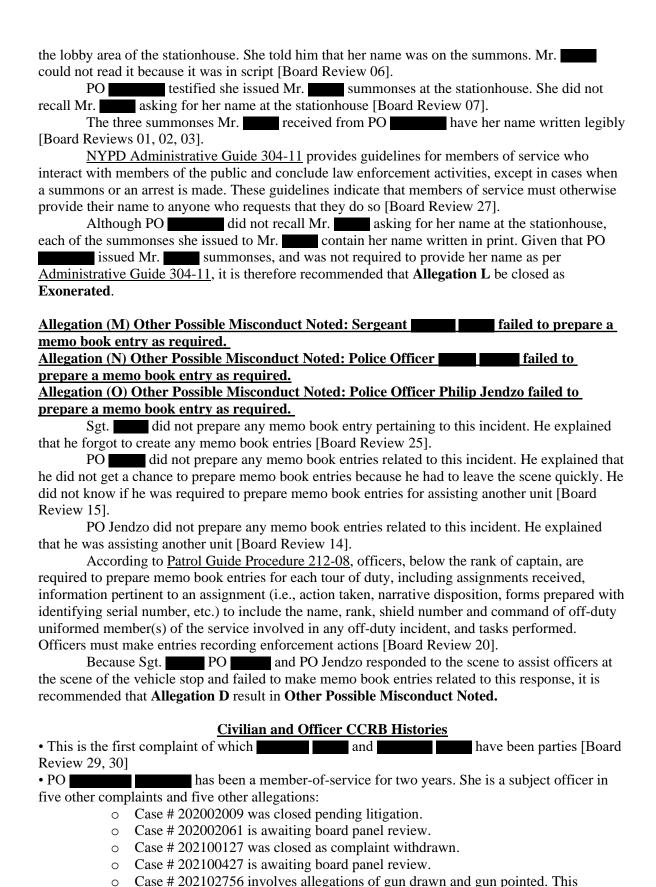












CCRB Case # 202100297

complaint was closed as complainant uncooperative.

- PO has been a member-of-service for 26 years. He has 13 complaints, and 38 allegations filed against him. None of these allegations have been substantiated. There are no applicable patterns.
  - Case # 202002061 involves an allegation of a Vehicle Search. This complaint is awaiting board panel review.
  - Case # 202105125 involves an allegation of Force. This case is under active investigation.

## Mediation, Civil and Criminal Histories

- This case was not eligible for mediation.
- On April 5, 2021, the Office of the New York City Comptroller indicated that there was a Notice of Claim filed related to this incident. Mr. claims that he was deprived of his constitutional rights, subjected to an illegal arrest, physical contact, and illegal confinement [Board Review 31]. On October 14, 2021, the Office of the New York City Comptroller indicated that the 50-H hearing for this incident was adjourned until November 1, 2021[Board Review 32].
- According to the Office of Court Administration (OCA), Mr. and Ms. have no prior conviction history in New York City [Board Review 33, 34].

Squad No.:	11		
Investigator:	Signature	Inv. Mike Talisayan Print Title & Name	11/08/2021 Date
Squad Leader:	Edwin Pena Signature	IM Edwin Pena Print Title & Name	11/09/21 Date
Reviewer:	Signature	Print Title & Name	 Date